

EXHIBIT A

Guardian v. Dell et al.: Status of Defendants as of 7/18/05/05

<u>Movants:</u>	<u>Other Defendants:</u>	<u>Settled Defendants:</u>
Acer Acer America	BOE HYDIS Tech. Co. BOE HYDIS America	AU Optronics AU Optronics America
Compal Electronics	Chunghwa Picture Tubes	BenQ Corp. BenQ America Corp.
Dell	Hannstar Display	Chi Mei Optoelectronics
Gateway	Quanta Display	Delta Electronics Delta Products Delta Electronics (Thailand)
Hewlett-Packard		
Jean		
Lite-On Tech. Lite-On, Inc.		
MAG Tech. MAG Tech. USA		
Proview Int'l Proview Tech. Proview Electronics		
Tatung Tatung of America		
TPV Tech. TPV Int'l (USA) Envision Peripherals		

EXHIBIT B

DisplaySearch

KEY:

LCD Manufacturer

OEM

Reseller

Q204 Monitor Value Chain Spreadsheet

Monitor OEM Maker	NEC PC	NEC - MITSU SUBISHI	FUJITSU	SONY	EIZO NANA O	HITACHI	SHARP	SAMSUNG	LGE	Cornea	IMAG E QUEST	IMRI	PHILIPS	BENQ	AMTR AN	CORE TRONIC	TATUNG	COMPA L	LITE ON	DELLTA	Tech view	CMV	JEAN	AOC	SAMP O	PROV IEW	GVISI ON	NEXGEN	TAIWAN OTHERS	WOT HERS	TOTAL
ADI				11.3	13.0										5.0									2.0							31.3
Fujitsu			9.7		15.0				5.0					2.0	49.5	12.0		1.0	10.0	13.0	3.0	5.0				5.0					135.2
Hitachi		1.0		20.0	18.0			4.0							15.0		10.0													2.0	70.0
NEC	13.5	21.5																						12.0							47.0
Sharp							25.0	10.0							5.0									5.0	10.0					8.0	63.0
Torisan								92.0										5.0						15.0		10.0				3.0	125.0
BOE_Hydis							10.0	7.6	5.0		5.0	15.1						20.0	25.0		5.0			40.0		10.0				4.1	146.8
LG.Philips		37.5			16.0	1.0	10.0		450.0	1.0	50.0	5.0	276.5	143.5	15.5	3.0		22.0	35.0	5.5	33.5			115.0	10.5	5.0			20.5	26.0	1282.0
Samsung	4.0	20.0	25.0	25.0			7.0	580.0		18.0	54.0	6.0		113.0	28.0	10.0	5.0	34.0	190.0	10.0			3.0	191.0	4.0	50.0	15.0		20.0	56.0	1468.0
AU_Optronics			27.0					30.0	15.0				8.0	357.0	20.0	51.0	5.0	35.0	145.0	10.0	5.0			94.0	24.0	70.0	21.0		26.7	16.7	960.3
Chi Mei								26.0	8.0					13.0	25.0	20.0	35.0		50.0	21.0		30.0		17.0		25.7	7.0	238.0	10.0	6.0	531.7
IDTech					1.0										10.0														2.5	0.9	14.4
CPT		25.0						30.0	22.0				33.0	55.0	15.0	16.0	125.0	15.0	75.0		22.0		125.0	190.0		35.0			32.3		815.3
HannStar									20.0				12.0				3.0	30.0	20.0		5.0			345.0	5.0				49.0		489.0
Innolux																													5.0	1.0	6.0
QDI		13.0											90.0						65.0		25.0			45.0		5.0			54.7		297.7
Toppoly																	10.0												5.0		15.0
TFT-LCD Supplier TOTAL	17.5	118.0	61.7	56.3	63.0	1.0	52.0	779.6	525.0	19.0	109.0	26.1	419.5	683.5	188.0	115.0	180.0	172.0	615.0	59.5	98.5	35.0	128.0	1076.0	53.5	215.7	43.0	238.0	225.7	123.7	6497.7
NEC	13.8																38.5							6.4							58.7
NMV		98.9												12.0				38.0	40.0					27.0							215.9
Fujitsu			48.5											2.0										5.0							55.5
Samsung								485.6																							485.6
Sony				46.0					70.8						38.0																222.8
Dell								134.2	33.3				10.0	252.3					269.3					179.3							878.4
HP													93.5	80.0		33.6	35.0		85.0					180.6							507.8
Viewsonic														0.9	18.0						12.9	11.0		48.4	16.0			38.7	8.8		154.7
IBM								20.5	26.4										26.9						55.0					3.1	131.9
Eizo Nanao					48.0											6.0															54.0
Philips													171.7								5.0										176.7
Hitachi						1.1											32.5	3.0							11.7						48.3
Sharp							37.1							11.0						3.0				35.0							86.1
Iiyama																						10.8	30.2				9.0	1.3	1.5		52.8
Gateway									24.6										5.0	7.8	18.0										55.4
Apple									14.7					10.3																	25.0
Melco														2.0			2.0	6.0			2.0			10.0							22.0
CMV																						31.0						47.0			78.0
Siemens												17.0		9.8				22.0						27.3		28.5					104.7
LGE								230.4																							230.4
Benq														151.9																	151.9
IO Data														14.8										15.0							29.8
Lenovo												20.0												58.7		14.0					92.7
Acer																		53.5			26.9			34.4		2.0		90.1			207.0
AG Neovo																		16.4											1.0		17.4
AOC																								52.7							52.7
Proview/MAG																										95.1					95.1
Others								14.4	60.1	13.3	91.3	20.0	27.5	82.7	58.5	36.1	44.7	19.1	79.1	17.1	19.7		45.2	122.8	12.8	56.1	31.0	34.8	90.0	106.3	1082.4
Total	13.8	98.9	48.5	46.0	48.0	1.1	37.1	654.7	460.3	13.3	91.3	20.0	339.7	566.9	159.4	93.7	150.7	132.0	533.3	45.9	77.6	31.0	104.4	907.3	40.5	195.7	31.0	219.6	101.1	111.0	5373.7

EXHIBIT C



About TATUNG


[What's New](#)
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[Worldwide Offices](#)
[Product Overview](#)
[Organization](#)
[Philosophy](#)
[History](#)

Organization

Major Domestic Subsidiaries

[Chunghwa Picture Tubes Co.](#) Tel: 886-3-3675151
Fax: 886-3-3629441

[Taiwan Telecommunication Industry Co., Ltd \(TTIC\)](#) Tel: 886-2-25963788
Fax: 886-2-25991076

Forward Electronics Co. Tel: 886-2-26730411
Fax: 886-2-26735889

Tatung OTIS Elevator Co. Tel: 886-2-25961151
Fax: 886-2-25962940

SHANG CHIH CONTAINER TERMINAL CO., LTD Tel: 886-2-24312181
Fax: 886-2-24318938

[TATUNG PRECISE METER CO., .LTD](#) Tel: 886-2-28938482

[Kuender&Co., Ltd](#) Tel: 886-3-4732311~5
Fax: 886-3-4732316
4732448

TATUNG TDK CO., LTD Tel: 886-3-4829131
Fax: 886-3-4829135

TATUNG FANUCROVOTICS CO., LTD Tel: 886-2-25925252#2355
Fax: 886-2-25984565

TATUNG SM-CYCLO CO., LTD Tel: 886-2-25925252#2583.2584
Fax: 886-2-25936062

TISNet Technology Inc. Tel: 886-2-25984547
25984508
Fax: 886-2-25984467

[Major Factories](#)
[Major Overseas](#)
[Subsidiaries](#)
[Organization Chart](#)

CRT Tube, LCD

provides IP
Videoconferencing (STB),
Videophone, Multi-media
Payphone, Internet Phone,
VoIP gateway, Digital
Antenna, and Digital Pair-
Gain System.

Wire/Wireless Keyboard,
Mouse, MPEG card,
Graphic Card

Transporting, loading and
unloading cargo, customs
clearance container repa

Speedometers, tachometers,
fuel-meters, temperature-
meters, tank indicators

Plastic injection molding

Soft-ferrite core, video
display terminals,
electronic devices

Production, sales,
installation, and service of
robotics for factory
automation

Speed reducers, speed
variators

Intranet, internet, lease line
& dial up, virtual industry
network, virtual industry
dial-up network, quality &
security control, phone &
fax transfer, visual display

		meeting, integration of multifunction, e-commerce, virtual host, host lease, home page
TATUNG EMC TECHNOLOGO CO.	Tel:886-2-25925252#2490 Fax:886-2-25859255	
TATUNG OKUMA CO., LTD.	Tel:886-2-26748678 Fax:886-2-26713524	Slide way grinding machines, NC bearing machines, CNC machining centers, double column milling machines, heat treatment equipment
TATUNG ATHERTON CO., LTD.	Tel:886-2-25925252#2280 Fax:886-2-25867996	wines
TATUNG SYSTEM TECHNOLOGIES INC.	Tel:886-2-25915266 Fax:886-2-25957606	
TATUNG CONSUMER PRODUCTS (TAIWAN) CO.,LTD.	Tel:886-2-25925252#2313 Fax:886-2-25984506	
TATUNG COATINGS CO.	Tel:886-3-4830321 Fax:886-3-4838381	Electrodepositing coatings, home appliances coatings, industrial coatings
SHANG CHIH CHEMICAL INDUSTRY CO.	Tel:886-2-25925252	ABS plastic, color dyes
TATUNG CIE CASPING CO., LTD.	Tel:886-2-26736888 Fax:886-2-26722264	j @
TATUNG CHUGAI PRECIOUS METALS CO., LTD.	Tel:886-3-3863111	Contact material, silver soldering bar, silver alloy material, silver panel, silver conductive material
TATUNG FORESTRY AND CONSTRUCTION COMPANY	Tel:886-2-25925252#2460 Fax:886-2-25925252#2318	Civil engineering, architectural design, construction
HSIEH CHIH INDUSTRIAL LIBRARY PUBLISHING CO.	Tel:886-2-25925252#3421 Fax:886-2-25941371	Literary and social sciences books
TATUNG HORTICULTURE CO., LTD.	Tel:886-2-25925252#2458	A variety of trees and flowers
CHUNG HWA ELECTRONIC DEVELOPMENT CO.,	Tel:886-2-25925252#2255	Investment into companies in electronic components and products

LTD.

TATUNG
ELECTRONICS CO.,
LTD.

Tel:(886-2-
25925252#3400

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Taipei Industrial Co.

Tel:886-2-22189323

Premixed cement and
gravel

[SAN CHIH
SEMICONDUCTOR
CO., LTD.](#)

Tel:886-2-
25925252#3386

i@

[FORWARD
ELECTRONICS LTD.](#)

Tel:886-2-26730411
Fax:886-2-26735889

TOPPAN CHUNGHWA
ELECTRONICS CO.,
LTD.

Tel:886-2-3643300
Fax:886-2-3649922

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EXHIBIT D

ORIGINAL

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120

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE DISTRICT OF DELAWARE

HONEYWELL INTERNATIONAL, INC.
et al.

Plaintiffs,

v.

AUDIOVOX COMMUNICATIONS CORP.,
et al.

Defendants

CIVIL ACTIONS

Guardian (34190-23)

NO. [REDACTED] (KAJ)

HONEYWELL INTERNATIONAL, INC.
et al.

Plaintiffs,

v.

APPLE COMPUTER, INC., et al.,

Defendants

NO. 04-1338 (KAJ)

OPTREX AMERICA, INC.,

Plaintiff,

v.

HONEYWELL INTERNATIONAL, INC.,
et al.

Defendants

NO. 04-1536 (KAJ)

Wilmington, Delaware
Monday, May 16, 2005 at 9:30 a.m.
STATUS CONFERENCE

BEFORE:

HONORABLE KENT A. JORDAN, U.S.D.C.J.

1 on the record?

2 Okay. You know, just taking introductions
3 demonstrates why this case probably needs some help, so here
4 is how I intend to hear argument this morning. The first
5 thing I want to deal with is the Seiko Epson motion to
6 intervene and so whoever is speaking for Seiko Epson, please
7 come forward and I'll hear what you have to say and then
8 I'll hear what the plaintiffs have to say in response,
9 recognizing that the plaintiffs say, hey, we don't mind if
10 they intervene just as long as they stay at the back of the
11 line. So that is what you ought to be focus on.

12 MR. BENSON: Thank you, Your Honor. As you
13 mentioned, the only argument on behalf of the plaintiff is
14 that Seiko Epson's intervention be conditioned upon its
15 customers going to trial first and Seiko Epson essentially
16 having to wait at the side line and go to trial later.
17 Seiko Epson is one of the real parties in interest in this
18 case, is one of the LCD manufacturers.

19 The patent at issue is really directed toward
20 LCDs and specifically some of the internal features and
21 structures of those LCDs. As a manufacturer, we're able to,
22 are prepared to defend the infringement claims against
23 products that contain those LCDs but our customers do not
24 have the information that we do concerning the design and
25 manufacturer of manufacture of those accused components

1 that they simply purchase from us and put those into laptop
2 computers, cell phones, digital cameras and so forth.
3 And so as the real party in interest, we are, as the
4 manufacturer, really the party that ought to be going
5 first or at least at a minimum shouldn't be stayed in
6 having our customers going to trial first without us.

7 I'm not aware of any cases, your Honor, in which
8 a manufacturer intervened where its component products were
9 accused of infringement and then the manufacturer was stayed
10 either as a condition of intervention or otherwise while its
11 customers went to trial first. That would be severely
12 prejudicial both to our customers and to Seiko Epson. The
13 customers going to trial, not having designed, manufactured
14 the components accused of infringement, not being in the LCD
15 technology industry and yet they're left to defend those
16 products.

17 Seiko Epson would certainly be prejudiced
18 having to wait on the side lines and go second, given the
19 possibility of its customers being enjoined from purchasing
20 the products, the possibility of us having to indemnify
21 perhaps some of those customers for judgments entered. And
22 there is simply no precedent or logic to the approach.
23 There aren't a lot of cases.

24 There is some motions to stay pending, motions
25 which seek to stay the customers while the manufacturers go

1 Is there something different about on the
2 discovery would take if you are taking it a year from now as
3 opposed to now?

4 MR. LUECK: Well, I think there would be some
5 duplication but I can't a stand here and tell you, Your
6 Honor, with great accuracy without any discovery exactly how
7 that would play out.

8 The answer to your question from my standpoint
9 is this: If we start with the products that we know are
10 going to be sold in the United States, which is the end
11 products, that the transactions take place here, and we
12 try that case, we have corralled the entire scope of the
13 infringement.

14 If we go with the product manufacturer or the
15 module manufacturers first, then what we're going to do is
16 we're going to have some modules that will be included and
17 some modules that won't. And I think that does lead to a
18 confusing and duplicative effort. And if the issue is the
19 complexity of figuring out the infringement for the end
20 product manufacturers, I'd like to address that for just a
21 moment, because I don't think that complicates the action.

22 THE COURT: I will hear you on that, but I also
23 want to hear you a little further. And I'm going to ask
24 somebody in this group, whoever is speaking in response to
25 it, to speak to me about the first point you made which was

1 don't want you to be concerned that everything that happens
2 there, you are going to be in the same mold, because there
3 may be sound reasons to do things somewhat differently.

4 But I don't think there is a sound reason to
5 depart from the traditional rule which is in many cases and
6 has reached a point of being memorialized in the manual on
7 complex litigation that says you ought to give the people
8 who are making the accused device face the music, and let
9 them face it in the first instance, particularly in a case
10 like this where there is not something else going on where
11 these people are infringing. They're taking something that
12 you say infringes and they're putting it into the stuff they
13 sell. And so settling whether those components infringe,
14 if we got all the manufacturers in, would settle the thing
15 entirely. If we don't get them all in, we will have
16 substantially reduced the universe of litigation that has to
17 go forward against the -- and I will use the term "end
18 product manufacturers" for ease of reference, with all due
19 respect to the folks from Nikon. It's just likely to make
20 things more manageable in a way that is consistent with the
21 fair administration of justice.

22 So I'm going to grant some type of stay to the
23 end product manufacturers but the contours of that are
24 something that I'm open to discuss within bounds of reason.
25 In short, I think you made a persuasive case for needing to

1 find out from these people who is supplying what to who and
2 for what products.

3 And I will let the plaintiffs go after that in
4 discovery. I'll open that as the first front in your war.
5 You find out who is doing the manufacturing and supplying
6 for who and for what products.

7 It may be that down the road, I'll lift the stay
8 again to some limited extent to allow product's success,
9 secondary consideration kind of discovery, but that is to me
10 an issue for another day. Right now, the issue is who does
11 it make sense for you to get in here first and start suing.

12 Well, you got Optrex who is here saying "I want
13 in." You got Seiko Epson who is here saying "I want in."
14 These are my customers and I want to stand behind my product
15 and make them sue them first because I'm the one who can
16 tell you whether it's infringing or not.

17 And I am going to grant Seiko Epson's motion
18 and let them in. And I'm going to grant your motion to
19 consolidate because this is all one big happy family of
20 problems now and everybody is going to be in the same case,
21 and we'll come up with some kind of appropriate consolidated
22 case caption.

23 And I will give you a generous time period but
24 not overly generous to figure out who else you want to try
25 to haul in here on the manufacturers side, and then we'll

EXHIBIT E

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

GUARDIAN INDUSTRIES CORP.,

Plaintiff,

v.

DELL, INC.; GATEWAY, INC.; HEWLETT-PACKARD CO.;
ACER INC.; ACER AMERICA CORP.;
AOC INTERNATIONAL; ENVISION PERIPHERALS, INC.;
TPV TECHNOLOGY, LTD.; TPV INTERNATIONAL (USA),
INC.; AU OPTRONICS CORP.; AU OPTRONICS
CORPORATION AMERICA A/K/A AU OPTRONICS
AMERICA, INC.; BENQ CORP.; BENQ AMERICA CORP.;
CHUNGHWA PICTURE TUBES, LTD. A/K/A CHUNGHWA
PICTURE TUBES CO.; TATUNG CO.;
TATUNG CO. OF AMERICA, INC.; BOE HYDIS
TECHNOLOGY CO., LTD.; BOE HYDIS AMERICA INC.;
CHI MEI OPTOELECTRONICS; COMPAL ELECTRONICS,
INC.; HANNSTAR DISPLAY CORP.; JEAN CO., LTD.;
LITE-ON TECHNOLOGY CORP.; LITE-ON, INC. A/K/A
LITEON TRADING USA, INC.; MAG TECHNOLOGY CO.,
LTD.; MAG TECHNOLOGY USA, INC.; PROVIEW
INTERNATIONAL HOLDINGS, LTD.; PROVIEW
TECHNOLOGY, INC.; PROVIEW ELECTRONICS CO., LTD.;
and QUANTA DISPLAY, INC.

Defendants.

Case No.:
05-27-SLR

Jury Trial
Demanded

DECLARATION OF CRAIG LEAVELL

I, Craig Leavell, make the following Declaration in support of Guardian's
Opposition to the Motions to Stay of Dell, Gateway, and Lite-On. I declare and state as
follows:

1. I am a member in good standing of the bar of the State of Illinois. I am a
partner with the law firm of Kirkland & Ellis LLP, counsel for Plaintiff Guardian
Industries Corporation ("Guardian") in the above-referenced matter.

2. I have personal knowledge of all facts set forth in this Declaration, and could testify to these facts if called to do so.

3. I represented Guardian Industries Corp. in *Guardian Industries Corp. v. Samsung Electronics, et al.*, C.A. No. 1:03-cv-00934-SLR ("Guardian I"). In that case, the defendants were initially concerned about the joinder of multiple defendants and the proper order of trial. To address their concerns, the Court's Scheduling Order included a Status Conference, to be held approximately two months before the trial date. That Status Conference was to address trial management issues, such as whether multiple trials were necessary, and if so, the order of those trials. (D.I. 43 ¶ 11 of C.A. No. 1:03-cv-00934-SLR.)

4. In Guardian I, LCD manufacturing defendants, such as Mitsubishi Electric Corporation, asserted during discovery that they did not know whether LCD modules sold to its OEMs located outside the U.S. were then sold to the U.S. According to Mitsubishi, the only LCD modules that they knew were sold in the U.S. were the small percentage of sales sold directly by Mitsubishi to customers in the U.S.

5. In Guardian I, one reseller, ViewSonic Corporation, did not present its own invalidity and non-infringement positions. Rather, it relied upon the positions taken by Mitsubishi Electric to form its defense.

6. In Guardian I, resellers NEC-Mitsubishi Visual Systems and ViewSonic originally took the position that they could not identify which of their LCD products included Fuji Wide View film. Eventually, either on their own or with help from Guardian, both NEC-Mitsubishi and ViewSonic were able to identify which of their LCD products included Fuji Wide View film.

7. In this case, the parties are currently negotiating a Proposed Scheduling Order to present to the Court. The current draft of the Proposed Scheduling Order includes a Status Conference for addressing trial management issues. No defendant has objected to this provision of the Proposed Scheduling Order.

8. Four of the defendant groups named in this case have already settled the litigation and taken licenses to Guardian's patents: AU Optronics, BenQ Corporation, Chi Mei Optoelectronics, and Delta Electronics.

I declare the foregoing to be true and correct under penalty of perjury under the laws of the United States, and that this Declaration was executed on June 21, 2005, in Chicago, Illinois.



Craig Leavell